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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE PEOPLE OF THE STATE OF
CALIFORNIA, Acting by and through San
Francisco City Attorney DENNIS J. HERRERA,

Plaintiffs,

v.

PURDUE PHARMA L.P., et al.

Defendants.

Case No. 3:18-cv-07591-CRB

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING DOCUMENTS
CONTAINING CRIMINAL RECORD
INFORMATION**

Pursuant to Civil Local Rule 7-12, the People of the State of California, acting by and through San Francisco City Attorney Dennis J. Herrera, (“the People”), together with Defendants McKesson Corporation, AmerisourceBergen Drug Corporation, Cardinal Health, Inc., Walgreen Co., Teva Pharmaceuticals USA, Inc, Teva Pharmaceutical Industries Ltd., Cephalon, Inc., Actavis LLC, Watson Laboratories, Inc., Actavis Pharma, Inc. f/k/a Watson Pharma, Inc, Endo Pharmaceuticals Inc., Endo Health Solutions Inc., Endo International plc, Par Pharmaceutical, Inc., Par Pharmaceutical Companies, Inc., Johnson & Johnson and its subsidiary Janssen Pharmaceuticals Inc. f/k/a as Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Janssen Pharmaceutica, Inc., Allergan Finance, LLC f/k/a Actavis, Inc. f/k/a/ Watson Pharmaceuticals, Inc., Allergan Sales, LLC, Allergan USA, Inc., Warner Chilcott Company, LLC, Actavis Elizabeth LLC, Actavis Mid Atlantic LLC, Actavis Kadian LLC, Actavis Totowa LLC, Actavis South Atlantic LLC, Allergan plc, Actavis Laboratories UT, Inc., Actavis Laboratories FL, Inc., Anda, Inc., and Noramco, Inc. (collectively, “Defendants”), respectfully submit this stipulation to facilitate Plaintiffs’ review and potential production of certain documents containing Criminal Offender Record Information (“CORI”), as defined in California Penal Code §§ 11075(a) and 13102, information derived from the California Law Enforcement Telecommunications System (“CLETS”), or information and records otherwise protected under the federal Privacy Act of 1974, 5 U.S.C. § 552a (hereinafter, collectively “Criminal Record Information”).

The parties hereby STIPULATE and ask the Court to ORDER, as follows:

1. Pursuant to Cal. Code Regs. tit. 11, § 703(b) and 5 U.S.C. § 552a(b)(11), the departments of the City and County of San Francisco—including, without limitation, the San Francisco Police Department and San Francisco Sheriff’s Department—are directed to provide the San Francisco City Attorney’s Office and its designated agents, including outside counsel, access to materials containing Criminal Record Information to facilitate the People’s review of documents.
2. None of the People’s objections to production of materials containing Criminal Record Information are waived. Likewise, Defendants’ rights with respect to any such objections, including their right to oppose the objections, are not waived.

- 1 3. Nothing in this Order obligates the People to produce any particular documents containing
2 Criminal Record Information.
- 3 4. Should the People agree to produce documents to Defendants containing Criminal Record
4 Information, or should the Court order the People to do so at a later time, such disclosure
5 to the Court and Defendants is authorized pursuant to the Court's authority under the
6 Federal Rules of Civil Procedure, Cal. Code Regs. tit. 11, § 703(b), California Penal Code
7 §§ 11105(c)(7) and 13300(c)(7), and 5 U.S.C. § 552a(b)(11).
- 8 5. Any documents containing Criminal Record Information that are produced in this
9 litigation shall be subject to the protections afforded to Highly Confidential information
10 under the operative protective orders and shall be designated as such (Dkt. 279).

1 DATED: January 6, 2021

Respectfully submitted,

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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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3 DATED: January 7, 2021

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6 JACQUELINE SCOTT CORLEY
7 United States Magistrate Judge
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